

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

DANIEL P. CAOUETTE,

Plaintiff,

vs.

No. CV 17-00523 MCA/KRS

BERNALILLO COUNTY METROPOLITAN
DETENTION CENTER and STATE OF NEW
MEXICO,

Defendants.

ORDER GRANTING LEAVE TO PROCEED PURSUANT TO 28 U.S.C. § 1915(b)

THIS MATTER is before the Court upon Plaintiff's Motion for Copies Free Process (Doc. 13), Application to Proceed Without Prepayment of Fees and Costs (Doc. 16), and six-month inmate account statement (Doc. 19). This case was removed from State Court and the initial filing fee was paid by the removing Defendant. However, Plaintiff has sought leave to proceed *in forma pauperis* for purposes of any other fees or costs of this proceeding. The Court has reviewed Plaintiff's Application and six-month inmate account statement and determines that Plaintiff is unable to pay fees or costs or to give security therefore, and the Court will grant Plaintiff's Application under 28 U.S.C. § 1915(b).

In his Motion for Copies Free Process, filed August 21, 2017, Plaintiff asks the Court for any documents numbered "13 or higher." (Doc. 13). When filed, however, Plaintiff's motion was docketed as document 13 and was the "highest" numbered document on the docket. Plaintiff also requests any rulings on his motions. To date, the instant order is the only such ruling. Accordingly, the only document which meets the requirements set forth in Plaintiff's motion, as well as the filing timeframe, is Plaintiff's Motion for Copies Free Process.

IT IS, THEREFORE, ORDERED that the Application to Proceed Without Prepayment of Fees and Costs filed by Plaintiff Daniel Caouette (Doc. 16) is **GRANTED**.

IT IS FURTHER ORDERED that Plaintiff's Motion for Copies Free Process (Doc. 13) is **GRANTED**. The Clerk is directed to mail to Plaintiff a copy of this order and a copy of his Motion for Copies Free Process (Doc. 13).

A handwritten signature in black ink, reading "Kevin Sweazey". The signature is written in a cursive style with a large initial "K".

UNITED STATES MAGISTRATE JUDGE